

## Message Text

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FM USLO PEKING

TO SECSTATE WASHDC 2311

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E.O. 11652: GDS

TAGS: SCUL CH

SUBJECT: ARCHEOLOGICAL EXHIBITION - TEXT OF PROTOCOL

REF: A) PEKING 1473 B) PEKING 1479

1. FOLLOWING IS ENGLISH TEXT OF PROTOCOL TO BE SIGNED BY SPONSORING CHINESE AND U.S. ORGANIZATIONS FOR ARCHEOLOGICAL EXHIBITION. ONLY SIGNIFICANT CHANGE FROM EARLIER DRAFT IS CONSISTENT USE OF WORD "OBJECTS" FOR CHINESE "SHANPIN" AS IN CASE OF LETTERS TO BE EXCHANGED (REF A). DURING AUGUST 28 MEETING WITH HSIAO TEH HE ALSO PASSED US REVISED VERSION OF CHINESE TEXT OF LETTER FROM VICE FONMIN YU CHAN TO MR. BRUCE WHICH WE WILL POUCH TO DEPARTMENT. NEW CHINESE TEXT OF PROTOCOL WAS NOT PROVIDED, HSIAO SAID, SINCE THERE ARE NO CHANGES FROM EARLIER DRAFT GIVEN US.

2. BEGIN QUOTE:

AGREEMENT BETWEEN THE U.S. COMMITTEE FOR THE EXHIBITION OF ARCHEOLOGICAL FINDS OF THE PEOPLE'S REPUBLIC OF CHINA OF THE NATIONAL GALLERY OF ART OF THE UNITED STATES OF AMERICA AND THE COMMITTEE FOR THE ORGANIZATION OF EXHIBITIONS OF ARCHEOLOGICAL FINDS OF THE PEOPLE'S REPUBLIC OF CHINA CONCERNING THE EXHIBITION OF ARCHEOLOGICAL FINDS OF THE PEOPLE'S REPUBLIC OF CHINA (DRAFT)

IN ACCORDANCE WITH THE EXCHANGE OF LETTERS BETWEEN

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YU CHAN, VICE MINISTER OF FOREIGN AFFAIRS OF THE PEOPLE'S

REPUBLIC OF CHINA, AND DAVID BRUCE, CHIEF OF THE LIAISON  
OFFICE OF THE UNITED STATES OF AMERICA TO CHINA, CONCERNING  
THE EXHIBITION OF ARCHEOLOGICAL FINDS OF THE  
PEOPLE'S REPUBLIC OF CHINA, THE U.S. COMMITTEE FOR THE  
EXHIBITION OF ARCHEOLOGICAL FINDS OF THE PEOPLE'S REPUBLIC  
OF CHINA OF THE NATIONAL GALLERY OF ART OF THE UNITED  
STATES OF AMERICA (HEREINAFTER REFERRED TO AS THE U.S.  
SIDE) AND THE COMMITTEE FOR THE ORGANIZATION OF EXHIBITIONS  
OF ARCHEOLOGICAL FINDS OF THE PEOPLE'S REPUBLIC  
OF CHINA (HEREINAFTER REFERRED TO AS THE CHINESE SIDE)  
HAVE AGREED AS FOLLOWS:

ARTICLE I

THE CHINESE SIDE SHALL PROVIDE THE U.S. SIDE WITH  
THE OBJECTS TO BE EXHIBITED. ANNEX A TO THE ABOVE-MENTIONED  
EXCHANGE OF LETTERS CONTAINS A LIST OF THE OBJECTS, AND  
ANNEX B GIVE THEIR INDIVIDUAL VALUATIONS.

THE U.S. SIDE SHALL MAKE NO ALTERATIONS IN REGARD  
TO THE NAME, FORWARD, CHARTS AND CAPTIONS OF THE EXHIBITION  
AND THE ORDER OF DISPLAY OF THE OBJECTS AS PRESCRIBED  
BY THE CHINESE SIDE.

ARTICLE II

EACH OBJECT SHALL BE PHOTOGRAPHED, AND, WHERE AN  
OBJECT HAS BEEN DAMAGED OR REPAIRED, AS MANY PHOTOGRAPHS  
AS ARE NECESSARY WILL BE TAKEN OF IT. AT THE TIME OF  
HANDING OVER IN TORONTO AND PEKING, THE REPRESENTATIVES  
OF BOTH SIDES SHALL VERIFY THESE PHOTOGRAPHS WITH THE  
OBJECTS AND SIGN THE RELEVANT PHOTOGRAPHS. THE U.S. SIDE  
UNDERTAKES TO RETURN THE ORIGINAL OBJECTS TO THE CHINESE SIDE.

ARTICLE III

THE PROCEDURE FOR HANDING OVER THE OBJECTS FROM  
THE CHINESE SIDE TO THE U.S. SIDE SHALL TAKE PLACE IN  
TORONTO. REPRESENTATIVES OF BOTH SIDES SHALL BE PRESENT  
AT THE MOMENT OF HANDOVER AND PACKING. EACH OBJECT SHALL  
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BE EXAMINED AND A REPORT WRITTEN ON IT, WHICH SHALL BE  
SIGNED BY THE REPRESENTATIVES OF BOTH SIDES. WHEN THE  
OBJECTS ARE UNPACKED AFTER ARRIVAL IN THE UNITED STATES,  
THE REPRESENTATIVES OF BOTH SIDES SHALL EXAMINE THE OBJECTS  
AND WRITE AND SIGN REPORTS ON THEM.

ARTICLE IV

WHEN THE OBJECTS ARE RETURNED TO PEKING AFTER CLOSE OF THE EXHIBITION AND WHEN THEY ARE HANDED OVER BY THE U.S. SIDE TO THE CHINESE SIDE, THE REPRESENTATIVES OF BOTH SIDES SHALL EXAMINE THE CONDITION OF THE OBJECTS AND SIGN THE REPORTS WHICH THEY HAVE WRITTEN ON THEM.

ARTICLE V

AFTER THE OBJECTS HAVE BEEN PUT INTO SHOWCASES IN THE UNITED STATES, THE SHOWCASES SHALL BE IMMEDIATELY SEALED WITH PIECES OF PAPER ON WHICH THE REPRESENTATIVES OF BOTH SIDES HAVE AFFIXED THEIR SIGNATURES, AND NEITHER SIDE MAY BREAK THE SEALS UNILATERALLY. WHILE THE OBJECTS ARE IN THE UNITED STATES, THEY MAY NOT BE TAKEN OUT OF THE SHOWCASES FOR REPRODUCTION, COPYING OR PHOTOGRAPHING WITHOUT PERMISSION OF THE CHINESE SIDE.

ARTICLE VI

WITH THE EXCEPTION OF THE COSTS OF TRANSPORTATION OF THE OBJECTS AS PROVIDED FOR IN THE EXCHANGE OF LETTERS BETWEEN VICE FOREIGN MINISTER YU CHAN AND CHIEF OF THE U.S. LIAISON OFFICE DAVID BRUCE CONCERNING THE EXHIBITION OF ARCHEOLOGICAL FINDS OF THE PEOPLE'S REPUBLIC OF CHINA, THE OTHER COSTS OF THE EXHIBITION SHALL BE DEALT WITH ACCORDING TO THE FOLLOWING PROVISIONS:

- (1) THE CHINESE SIDE SHALL BEAR THE COSTS OF ASSEMBLING THE OBJECTS AND PACKING THEM IN CHINA.
- (2) THE U.S. SIDE SHALL BEAR ALL THE COSTS CONNECTED WITH THE MOUNTING OF THE EXHIBITION IN THE UNITED STATES AND PRIOR TO THEIR HANDOVER TO THE CHINESE SIDE IN CONFIDENTIAL

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PEKING.

- (3) THE CHINESE SIDE WILL SEND FOUR OFFICIALS AND ONE INTERPRETER TO ESCORT THE EXHIBITION. THEIR TRAVEL COSTS TO AND FROM THE UNITED STATES SHALL BE PAID BY THE CHINESE SIDE. THE U.S. SIDE SHALL BEAR THE BOARD, LODGING, TRAVELLING AND MEDICAL COSTS WHILE THE FOUR OFFICIALS AND INTERPRETER ARE IN THE UNITED STATES.

ARTICLE VII

THE PROCEEDS OF THE EXHIBITION WILL GO TO THE U.S. SIDE.

ARTICLE VIII

THE CHINESE SIDE SHALL SUPPLY THE U.S. SIDE WITH THE DOCUMENTARIES "NEW DISCOVERIES IN ARCHEOLOGY" AND "CULTURAL RELICS DISCOVERED DURING THE CULTURAL REVOLUTION" FOR SHOWING IN THE UNITED STATES.

ARTICLE IX

ANY DIFFERENCES WHICH MAY ARISE IN CARRYING OUT THE TERMS OF THIS AGREEMENT SHALL BE SETTLED THROUGH CONSULTATIONS BETWEEN THE REPRESENTATIVES OF THE TWO SIDES. IF NECESSARY, THESE DIFFERENCES SHALL BE REFERRED TO THE OFFICIAL ORGANS OF THE TWO COUNTRIES.

ARTICLE X

THIS AGREEMENT SHALL COME INTO FORCE ON SIGNATURE AND SHALL REMAIN IN FORCE UNTIL THE COMPLETE FULFILLMENT BY THE TWO SIDES OF ALL THEIR OBLIGATIONS ARISING THEREFROM.

DONE IN DUPLICATE IN PEKING ON .....,  
1974, IN THE ENGLISH AND CHINESE LANGUAGES, BOTH TEXTS  
BEING EQUALLY AUTHENTIC.

FOR THE                           FOR THE  
U.S. COMMITTEE FOR THE EXHIBITION OF ARCHEOLOGICAL FINDS   COMMITTEE FOR THE ORGANIZATION OF EXHIBITION OF  
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OF THE PEOPLE'S REPUBLIC OF CHINA    ARCHEOLOGICAL FINDS OF THE CHINA OF THE NATIONAL GALLERY    PEOPLE'S REPUBLIC OF CHINA  
OF ART OF THE UNITED STATES  
OF AMERICA

END QUOTE.  
BRUCE

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## Message Attributes

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